

Pursuant to the joint stipulation of the parties, it is recommended that Plaintiff be awarded attorney fees in the amount of \$3,800.00 and costs in the amount of \$350.00 in full satisfaction and settlement of any and all claims Plaintiff may have under the EAJA in the above case.

It is further recommended the Court find as follows: The award of attorney fees satisfies all of Plaintiff's claims for fees, costs, and expenses under 28 U.S.C. § 2412 in this matter. The fees paid belong to Plaintiff and not her attorney and can be offset to satisfy pre-existing debt that the litigant may owe the United States under *Astrue v. Ratliff*, 560 U.S. ___, 130 S.Ct. 2521 (2010). After entry of this EAJA award, if counsel for the parties can verify that Plaintiff owes no pre-existing debt subject to offset, the Commissioner shall direct that the award be made payable to Plaintiff's attorney pursuant to the fee assignment duly signed by Plaintiff and counsel.

s/ Greg White
U.S. Magistrate Judge

Date: July 9, 2013

OBJECTIONS

Any objections to this Report and Recommendation must be filed with the Clerk of Courts within fourteen (14) days after being served with a copy of this Report and Recommendation. Failure to file objections within the specified time may waive the right to appeal the District Court's order. See *United States v. Walters*, 638 F.2d 947 (6th Cir. 1981). See also *Thomas v. Arn*, 474 U.S. 140 (1985), *reh'g denied*, 474 U.S. 1111 (1986).